IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.5362 OF 2006

WITH

CIVIL APPLICATION NO.5363 OF 2006

IN

FIRST APPEAL ST.NO. 29278 OF 2006

The New India Assurance
Co.Ltd. : Petitioners.

versus

Dr.Mrs.Rajashree M.Narvekar
and Anr. : Respondents.

Mr.S.M.Vidyarthi for the petitioners.
Mr.Vikash Khanolkar for the respondents.

CORAM : D.G.DESHPANDE
SMT.R.S.DALVI, JJ.
DATED : DECEMBER 19, 2006.

P.C.

1. So far as Civil Application No.5362 of 2006 is concerned, it is for condonation of

delay. Advocate for the respondents is present. He has no objection for condonation of delay. Therefore, civil application No.5362 of 2006 is allowed. Delay is condoned.

2. So far as Civil Application No.5363 of 2006 is concerned, it is for staying the execution of Award passed by the tribunal. The Petitioners-New India Assurance Co. Ltd. to deposit the entire amount of compensation awarded by the tribunal before the trial court within seven weeks from today. After the amount is so deposited, the claimants/respondents will be entitled to withdraw Rs.Seven lakhs against security that to the satisfaction of the trial court. Remaining amount to be invested by the trial court initially for a period of three years in a nationalised bank. There will be stay to execution of the award till pendency of appeal. This civil application is disposed off.

3. Heard. Appeal is admitted.

[D.G.DESHPANDE,J]

[SMT.R.S.DALVI, J]